IN THE HIGH COURT OF BOMBAY AT GOA

MISC.CIVIL APPLICATION NO. 262 OF 2006

IN

APPEAL FROM ORDER NO. 44 OF 2000

SHRI PREMANAND A. KHOLKAR, PANAJI GOA. ....Applicant

Versus

SHRI FABRICA DE IGREJA DE OUR LADY OF ROSARY & ANR ....Respondents

Mr. P.A. Kholkar, Advocate for the Applicant. Mr. J.A. Lobo, Advocate for R.1.

Coram:- A. P. LAVANDE, J.

Date:- 28th April, 2006

P.C.:

This is an application seeking discharge on behalf of the appellant in Appeal from Order No.44/2000. Mr. Kholkar, learned Advocate appearing for the applicant states that along with the application placed on record, Registered A.D. Notice addressed to the appellant, has been returned with the endorsement " Expired. Return to Sender ". Mr. Lobo appearing for the respondents states that the appellant has expired about two years back. In view of the statement made by Mr. Lobo, the question of granting discharge to Mr. Kholkar does not arise, since his client has already expired.

Accordingly the application stands disposed of as infructuous.

A. P. LAVANDE, J.

sl.